

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY SECOND DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO : 24586 of 2000

Between:

L.Ramasudhakar, S/o. L.V.Narayana Rao,
Madugula Post Office, R/o. Maugula, Anakapalli Division,
Visakhapatnam District. **PETITIONER**

AND

- 1 The Joint Registrar/District Co-operative Officer, Visakhapatnam.
- 2 The Deputy Registrar of Co-operative Societies, Visakhapatnam.
- 3 Sri. M.Nageshwara Rao, Sub-Post Master,

Ankapalli Bus Station Post Office,
The Anakapalli Division Postal Employees

Co-operative Credit Society Ltd., Anakapalli, Visakhapatnam District.

- 4 Sri D.Nookaraju, Sub-Post Master, Etikoppaka Post Office,
Visakhapatnam District.

(The Anakapalli Division Postal Employees Co-operative Credit
Society Ltd.)

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, Order or direction more particularly one in the nature of Writ of Mandamus, under Article 226 of the constitution of India, declaring that the 3rd Respondent ceased to be the president of the Anakapalli Division Postal Employees Co-operative Credit Society Ltd., Anakapalli under Section 32(3) of the A.P. Cooperative Societies Act, 1964 (Act 7 of 1964) with effect from 1-5-1999 and further declare that the 4th Respondent on whom the powers and functions of the Ex-President have devolved in view of operation of Section 32-B of the Act also ceased to be President of the Society as he also comes within the purview of section 32(3) with effect from 1-10-1999 and further direct that the respondent Nos.3 and 4 not to function as president and Vice-President of the Society.

Counsel for the Petitioner:MR.P.KRISHNA REDDY

Counsel for the Respondent Nos.1 & 2 : GP FOR COOPERATION

Counsel for the Respondent Nos.3 & 4: MR. V.V.N.NAGESWARA RAO

The Court made the following :

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.24586 OF 2000

ORDER:

The petitioner was elected as Secretary of Anakapalli Division Postal Employees Cooperative Credit Society. He seeks a declaration that third respondent, who was elected as President, ceased to be as such under Section 32(3) of the A.P.Cooperative Societies Act, 1964 with effect from 1.5.1999 and for a further declaration that powers of the President devolved upon fourth respondent.

Admittedly, the elections to the said Society were held on 15.12.1996 and the period of term expired on 14.12.2001. Therefore, nothing survives in the Writ Petition. The Writ Petition is accordingly dismissed as infructuous. No costs.

(V.V.S.RAO, J)

22.7.2005

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To

- 1 The Joint Registrar/District Co-operative Officer, Visakhapatnam.
- 2 The Deputy Registrar of Co-operative Societies, Visakhapatnam.
- 3 Sri. M.Nageshwara Rao, Sub-Post Master,

Ankapalli Bus Station Post Office,
The Ankapalli Division Postal Employees

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- 4 Sri D.Nookaraju, Sub-Post Master, Etikoppaka Post Office,
Visakhapatnam District.

5 2 CCs to G.P. for Cooperation, High Court Bldgs., Hyderabad (OUT)

6 2 CD copies